

**BUFFALO COUNTY BOARD OF SUPERVISORS
BUFFALO COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 27, 2009
9:00 A.M.**

The Buffalo County Board of Supervisors and the Buffalo County Board of Equalization met on Tuesday, October 27, 2009 at 9:00 A.M. and 10:15 A.M. Chairman Pierce called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Horace Dannehl, Kent Greder, Ivan Klein, Timothy Loewenstein, William McMullen, and Richard Pierce. Absent: Sherry Morrow. Chairman Pierce announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted at the back of the Board Room.

Posting and publishing gave notice of the meetings in advance, thereof. Notice of the meetings was simultaneously given to all members of both Boards; and availability of the agenda was communicated in the advance notice and in the notice to both Boards of this meeting. Said agenda was also furnished to all area news media. A copy of the acknowledgment and receipt of notice and agenda by the Board members is attached to these minutes. County Clerk Janice Giffin took all proceedings hereinafter shown while said meeting was open to the public. County Attorney Shawn Eatherton was present.

Chairman Pierce called for Citizen’s forum and no one was present to address the Board. Election Commissioner Glenda DeBrie was present for activity reports from Elected Officials and Department Heads.

CONSENT AGENDA

Chairman Pierce inquired if there was anything which needed to be removed from the Consent agenda. There was nothing to be removed therefore; Chairman Pierce declared the General County Business listed below approved without further hearing.

GENERAL COUNTY BUSINESS

- 1. Approve October 13, 2009 minutes and October 15, 2009 minutes
- 2. Accept reports
 - Community Action Partnerships of Mid-Nebraska RYDE September 2009 Report
- 3. Miscellaneous County Business
 - Approve October 2009 Payroll Claims

The following payroll claim totals for October 2009 were submitted by County Clerk Janice Giffin for approval.

FUND	NET PAYROLL
GENERAL	\$ 338,694.35
ROAD	\$ 79,792.30
WEED	\$ 9,099.99
TOTAL	\$427,586.64

- Approve October 2009 Vendor Claims

County Clerk Janice Giffin submitted the following October claims to the Board for approval.

<u>GENERAL FUND</u>			
ADAMS COUNTY SHERIFF	S	SERVICE FEES	11.00
ALAMAR UNIFORMS	S	UNIFORMS	743.22
ALL MAKES AUTO SUPPLY	S	REPAIRS	494.81
ALL STAR WINDSHIELD REPAIR	S	REPAIRS	85.00
ALLTEL	E	CELL PHONES	142.32
ALLTEL	E	CELL PHONES	183.36
ALLTEL	E	CELL PHONES	125.06
ALLTEL	E	CELL PHONES	472.46
ALLTEL	E	CELL PHONES	1,137.35
ALLTEL	E	CELL PHONES	147.06
ALLTEL	E	CELL PHONES	155.31
ALLTEL	E	CELL PHONES	188.31
ALLTEL	E	CELL PHONES	1,044.00
ALLTEL	E	CELL PHONES	187.37
ALLTEL	E	CELL PHONES	254.61
AMAX CONTRACTING	S	REPAIRS	395.00
AMERICAN FAMILY LIFE ASSURANCE	I	PREMIUMS	1,621.78
AMERICAN FIRST AID & SAFETY	SU	SUPPLIES	32.23
AMERITAS LIFE INSURANCE	R	RETIREMENT	56,590.60
ANDERSEN WRECKING	S	REPAIRS	250.00
ANDERSON BROS ELEC PLG & HTG	S	REPAIRS	564.65
AS CENTRAL FINANCE	S	SERVICE	1,343.99
ASK SUPPLY	SU	SUPPLIES	1,862.38

ASPEN PUBLISHERS	SU	SUPPLIES	270.26
MICHAEL W BALDWIN	S	LEGAL	341.50
BARNEY INSURANCE AGENCY	S	NOTARY	100.00
MELODIE TURNER BELLAMY	RE	REIMBURSE	25.00
BRAD W BIGELOW	S	EVALUATIONS	875.00
CATHERINE BIGGS	E	WITNESS FEES	20.00
BLUE CROSS BLUE SHIELD OF NE	I	PREMIUMS	114,991.40
BOB'S SUPER STORE	SU	PHOTO FINISH	16.00
BOYS AND GIRLS HOME OF NEBRASKA	E	COURT COSTS	137.00
JONATHAN R BRANDT	S	LEGAL	1,538.75
CHARLES BREWSTER	S	LEGAL	2,904.89
BUFFALO COUNTY ATTORNEY	SU	SUPPLIES	29.00
BUFFALO COUNTY ATTORNEY	E	PETTY CASH	211.00
BUFFALO COUNTY COURT	E	GARNISHMENT	186.86
BUFFALO COUNTY COURT	E	COURT COSTS	61.75
BUFFALO CO ECONOMIC DVLP	AP	BUDGET	80,000.00
BUFFALO COUNTY EXTENSION SERVICE	E	EXPENSES	2,800.86
BUFFALO CO HISTORICAL SOCIETY	AP	BUDGET	20,000.00
BUFFALO COUNTY PUBLIC DEFENDER	E	EXPENSES	16,896.38
BUFFALO COUNTY SHERIFF	E	EXPENSES	2,777.77
BUFFALO COUNTY TREASURER	E	NSF CHECK	63.90
BUFFALO COUNTY TREASURER	E	PETTY CASH	6,748.19
BUILDERS HOW TO WAREHOUSE	SU	SUPPLIES	111.97
TIFFANIE BULLOCK	RE	REIMBURSE	69.45
BUTLER VOIGT AND STEWART	S	LEGAL	22.50
C B M FOOD SERVICE	E	PRISONER	15,213.74
CARPENTER REPORTING	S	TRANSCRIPTION	66.70
MICHAEL D CARPER	S	LEGAL	803.75
CASH WA DISTRIBUTING	SU	SUPPLIES	3,036.45
CHARTER DATA COMMUNICATIONS	S	SERVICES	3,623.00
CHARTER DIGITAL COMMUNICATIONS	S	SERVICES	104.84
CITY OF KEARNEY	B	BOOKMOBILE	122,684.72
CLERK OF THE DISTRICT COURT	E	POSTAGE	112.00
CLERK OF THE DISTRICT COURT	E	COURT COSTS	1,218.00
CLERK OF THE SUPREME COURT	E	COURT COSTS	122.00
CLERK OF THE SUPREME COURT	E	COURT COSTS	244.00
CLIPPER PUBLISHING	SU	SUPPLIES	55.00
COLONIAL SUPPLEMENTAL INSURANCE	E	EMPLOYEE	83.67
COMMUNITY ACTION	AP	BUDGET	59,427.31
CONSTRUCTION RENTAL	SU	SUPPLIES	40.00
JILL COOK	S	SERVICES	225.00
COPYCAT PRINTING CENTER	SU	SUPPLIES	447.43
CORNHUSKER STATE INDUSTRIES	SU	SUPPLIES	210.00
COTTONMILL ENTERPRISES	S	MOWING	75.00
CREATIVE PRODUCT SOURCING	SU	SUPPLIES	323.91
D & S LIGHTING	SU	SUPPLIES	90.38
JANN DAVIDSON	RE	REIMBURSE	156.75
DAWSON CO COURT	E	COPIES	12.50
DAWSON CO PUBLIC POWER DISTRICT	U	UTILITIES	2,089.48
DAWSON COUNTY SHERIFF	E	INMATE	810.00
DELL MARKETING	EQ	EQUIPMENT	579.99
DEPARTMENT OF PATHOLOGY	S	SERVICES	625.00
BRANDON DEVOLL	E	WITNESS FEES	20.00
DNS ENTERPRISE	S	MAINTENANCE	79.00
DON'S WELDING	S	REPAIRS	15.00
DOUGLAS COUNTY COURT	E	COPIES	2.25
EAKES OFFICE PLUS	SU	SUPPLIES	4,228.35
EARL MAY	SU	SUPPLIES	46.02
EASTERN NEBRASKA FORENSIC LAB	S	SERVICE	108.00
SHAWN EATHERTON	RE	REIMBURSE	303.60
ECOLAB PEST ELIM DIV	S	FLY DEFENSE	80.34
EDUCATIONAL SERVICE UNIT NO 10	AP	SUPPORT	10,833.36
EGAN SUPPLY COMPANY	SU	SUPPLIES	529.44
BEV EICKHOFF	S	INMATE	142.50

ELECTION SYSTEMS & SOFTWARE	SU	SUPPLIES	3,340.83
EUSTIS BODY SHOP	S	TOWING	75.00
FIRST CARE MEDICAL	MC	INMATE	44.89
FIRST CONCORD BENEFITS GROUP	I	EMPLOYEE	9,502.46
FIRST CONCORD BENEFITS GROUP	I	EMPLOYEE	11,959.05
FIRST CONCORD BENEFITS GROUP	I	INSURANCE	558.00
FRONTIER	E	PHONE SERVICE	7,816.14
GANZ ROMATZKE AND STAMM	S	LEGAL	894.70
GARRETT TIRES TREADS	S	REPAIRS	153.45
GOLDEN ISLE ENTERPRISES	SU	SUPPLIES	23.00
GOOD SAMARITAN HEALTH SYSTEMS	MC	INMATE	3,761.00
GOOD SAMARITAN HOSPITAL	MC	INMATE	1,461.58
GOVCONNECTION INC	SU	SUPPLIES	635.18
CIGNA PITTSBURGH CLAIM SERVICE	I	PREMIUMS	797.41
GUIDANCE SOFTWARE	EQ	EQUIPMENT	712.50
HALL COUNTY CORRECTIONS	E	INMATE FEES	1,670.76
HALL COUNTY COURT	E	COPIES	6.25
HALL COUNTY SHERIFF	S	SERVICE FEES	36.36
HAMILTON COUNTY COURT	E	COPIES	2.25
TIFFANY HARRISON	E	WITNESS FEES	20.00
HEAVEN'S BEST	S	CLEANING	508.25
BRYAN HIBBERD	S	REPAIRS	292.50
ANDREW W HOFFMEISTER	RE	REIMBURSE	25.00
HOLMES PLUMBING & HEATING	S	REPAIRS	200.23
HORNER LIESKE HORNER	E	TRANSPORT	1,145.00
LISA R HUERTA	RE	REIMBURSE	25.00
IBM CORPORATION	S	SERVICE	480.15
INTERSTATE ALL BATTERY CENTERS	SU	SUPPLIES	44.24
JACOBSEN ORR NELSON LINDSTROM	E	LEGAL	15,919.20
JERRY'S SPORT CENTER	SU	SUPPLIES	303.60
MIKE JOHANNSEN	RE	REIMBURSE	20.00
K MART PHARMACY	MC	INMATE	441.42
KEARNEY AREA HUMANE SOCIETY	AP	SHELTER	1,000.00
KEARNEY CLINIC	MC	FLU SHOTS	3,225.00
KEARNEY CLINIC	MC	INMATE	175.78
KEARNEY FEDERAL CREDIT UNION	E	EMPLOYEE	7,472.41
KEARNEY HUB	A	PUBLISHING	2,200.11
KEARNEY TOWING & REPAIR CENTER	S	TOWING	257.00
KEARNEY UNITED WAY	E	EMPLOYEE	108.84
KELLY ELECTRIC	S	REPAIRS	423.20
KILLION MOTORS	EQ	2008 CHEV	15,200.00
MILDRED B KINCAID	R	RETIREMENT	12.00
RICHARD KINCAID	RE	REIMBURSE	20.00
KNAPP FANGMEYER ASCHWEGE BESSE	S	LEGAL	310.61
JEFF KNAPP	S	LEGAL	365.75
JEAN KNEESE	R	RETIREMENT	19.00
KONICA MINOLTA BUSINESS	EQ	COPY CHARGES	2,181.10
LAFAYETTE LIFE INSURANCE	I	INSURANCE	18.00
LANCASTER COUNTY COURT	E	COPIES	5.00
LANCASTER COUNTY SHERIFF	S	SERVICE FEES	19.74
LANCASTER COUNTY YOUTH SVC	E	COURT COSTS	531.00
ANNETTE LAVE	S	CLEANING	112.38
LAWN BUILDERS	S	REPAIRS	74.95
LEXIS NEXIS	E	SUBSCRIPTIONS	26.95
LIBERTY SERVICES	S	CLEANING	715.05
LINCOLN COUNTY COURT	E	COPEIS	2.50
LIPS PRINTING SERVICE	SU	SUPPLIES	48.00
LARRY LOUGHRY	E	COURT COSTS	69.68
STEPHEN G LOWE	S	LEGAL	1,046.25
MADISON NATIONAL LIFE	I	INSURANCE	887.76
MAIL EXPRESS	E	MAIL	14.89
STEPHANIE MARSHALL	E	WITNESS FEES	20.00
SHARON MAULER	RE	REIMBURSE	50.50
MAXIMUS CONSULTING SERVICE	S	SERVICES	4,087.50

TOM MAXSON	E	WITNESS FEES	20.00
MICHAEL MEFFERD	RE	REIMBURSE	25.00
MENARDS	S	REPAIRS	70.64
METHE COMMUNICATIONS	S	REPAIRS	285.00
MICROFILM IMAGING SYSTEMS	S	SCANNING	285.00
MID AMERICA PAY PHONES	U	PAY PHONES	80.00
MIDWAY CHEVROLET	S	REPAIRS	229.10
MIPS	S	SERVICE	1,084.69
MR AUTOMOTIVE CARQUEST	S	REPAIRS	20.92
N E S C A	E	REGISTRATION	340.00
NACO	E	REGISTRATION	930.00
NATIONAL SHERIFF'S ASSOCIATION	D	DUES	100.00
NATIONWIDE RETIREMENT SOLUTIONS	E	EMPLOYEE	1,279.64
NE CENTRAL TELEPHONE	U	PHONE SERVICE	419.15
NE CHILD SUPPORT PAYMENT	E	EMPLOYEE	1,633.00
NE DEPT OF HEALTH & HUMAN SERV	E	ASSISTANCE	4,372.89
NE DEPT OF MOTOR VEHICLES	E	RECORDS	48.00
NE IMAGING	S	SCANNING	686.84
NE PLANNING AND ZONING	E	REGISTRATION	25.00
NEBRASKA PUBLIC POWER	U	UTILITIES	11,574.34
NE WORKFORCE DEVELOPMENT	E	UNEMPLOYMENT	2,551.22
NORTHWESTERN ENERGY	U	UTILITIES	888.37
OFFICE MAX	SU	SUPPLIES	132.98
MATTHIAS I OKOYE	S	SERVICES	2,833.00
OLD WEST GUNS	SU	SUPPLIES	15.00
ORSCHELN FARM AND HOME	SU	SUPPLIES	3.31
PARKER GROSSART BAHENSKY	S	LEGAL	1,509.88
PITNEY BOWES	SU	SUPPLIES	538.15
PLATTE VALLEY COMMUNICATION	S	REPAIRS	927.72
PLATTE VALLEY STATE BANK	T	FEDERAL TAXES	109,087.52
PRESTO X COMPANY	S	PEST CONTROL	93.00
PUBLIC SAFETY TRAINING	E	TRAINING	875.00
QUILL CORPORATION	SU	SUPPLIES	57.93
QWEST	U	PHONE SERVICE	44.92
R COM	S	SERVICE	112.50
RASMUSSEN MECHANICAL SERVICES	S	REPAIRS	2,961.30
REDWOOD BIOECH	SU	SUPPLIES	134.93
REGION III PROGRAM	AP	ALLOCATION	27,042.41
REINKE'S REFRIGE HEAT & AC	S	REPAIRS	168.37
ILENE RICHARDSON	R	RETIREMENT	14.00
MICHELE ROMERO	RE	REIMBURSE	25.00
ROSS SCHROEDER & GEORGE	S	LEGAL	1,669.69
RTS BUSINESS HOLDINGS	E	VEHICLE WASH	292.21
BISSANIO RUSSELL	E	WITNESS FEES	20.00
SAUNDERS COUNTY COURT	E	COPIES	2.75
DORIS SCHUESSLER	S	COURT REPORT	163.50
CONNIE S SCHUMAN	S	SERVICES	1,053.75
MANDI J SCHWEITZER	RE	REIMBURSE	25.00
SECURUS TECHNOLOGIES	SU	SUPPLIES	3,010.00
SENIOR HOSPITALITY CENTER	AP	ALLOCATION	5,208.35
JEAN SIDWELL	RE	REIMBURSE	195.22
KURT SIEDSCHLAW	S	LEGAL	201.15
TRENTON SNOW	RE	MILEAGE	777.05
TRENTON SNOW LLC	EQ	EQUIPMENT	350.00
SNYDER AND HILLIARD	S	LEGAL	97.25
SO CENTRAL NE AREA AGENCY AGING	AP	ALLOCATION	3,718.00
VIKKI S STAMM	RE	REIMBURSE	156.67
STATE OF NEBRASKA	T	STATE TAXES	16,003.57
JUNE STOVER	RE	REIMBURSE	123.75
SUPER SHINE AUTO CARE	SU	SUPPLIES	291.54
MICHAEL J SYNEK	S	LEGAL	440.86
TELE-COMMUNICATION	EQ	EQUIPMENT	458.26
TERRA SCAN	EQ	MAINTENANCE	4,815.00
THE HARTFORD	E	EMPLOYEE	1,825.00

THE LOCKMOBILE	S	REPAIRS	155.75
TURNER BODY SHOP OF KEARNEY	S	TOWING	75.00
REBECCA L TVRDIK	S	LEGAL	2,212.50
TYE & RADEMACHER	S	LEGAL	295.55
U S POSTMASTER	E	POSTAGE	475.50
US BANK	SU	SUPPLIES	9,320.17
VIDEO SERVICE OF AMERICA	SU	SUPPLIES	85.82
ADRIAN VILAPANDO	E	WITNESS	20.00
VILLAGE CLEANERS	SU	SUPPLIES	124.63
VILLAGE OF MILLER	U	UTILITIES	32.50
WALMART COMMUNITY	SU	SUPPLIES	65.57
WASHINGTON COUNTY SHERIFF	S	SERVICE FEES	21.00
WEST PAYMENT CENTER	SU	SUPPLIES	562.00
WESTERN PATHOLOGY CONSULTANTS	S	TESTING	47.50
WILKE DONOVAN'S TRUE VALUE	SU	SUPPLIES	124.54
MELISSA L WILLIS	RE	REIMBURSE	25.00
JEFFREY M WIRTH	S	LEGAL	377.81
YEAGLEY SWANSON MURRAY	S	LEGAL	11,899.24
YORK COUNTY SHERIFF	S	SERVICE FEES	0.90
DORIS YOUNES	E	WITNESS FEES	20.00
MELANIE R YOUNG	RE	REIMBURSE	25.00
ZIMMERMAN PRINTERS	SU	SUPPLIES	948.13
<u>ROAD FUND</u>			
ACE HARDWARE & GARDEN CENTER	SU	SUPPLIES	18.48
ACE IRRIGATION & MFG	SU	SUPPLIES	6,805.00
AGRI CO OP	F	FUEL	48.49
ALL MAKES AUTO SUPPLY	S	REPAIRS	2,891.25
AMERICAN FAMILY LIFE	E	EMPLOYEE	1,551.44
AMERICAN FIRST AID & SAFETY	SU	SUPPLIES	84.19
AMERITAS LIFE INSURANCE	R	RETIREMENT	12,725.13
BARNEY INSURANCE AGENCY	I	INSURANCE	100.00
DONALD BEDKE	EQ	EQUIPMENT	27.00
BLUE CROSS BLUE SHIELD OF NE	I	INSURANCE	4,708.21
BOSELMAN ENERGY	F	DIESEL	108,725.88
BOWIE FERTILIZER	G	GRAVEL	6,170.50
CENTRAL AG AND SHOP SUPPLY	EQ	TOOLS	168.90
CENTRAL HYDRAULIC SYS & EQUIP	S	REPAIRS	336.84
COLONIAL RESEARCH CHEMICAL	G	GRAVEL	2,900.88
COMFY BOWL	EQ	EQUIPMENT	150.00
DUSTIN CRAVEN	EQ	EQUIPMENT	75.00
ROBIN CROSS	S	CLEANING	694.00
DUSTROL INC	S	REPAIRS	9,375.31
EAKES OFFICE PLUS	SU	SUPPLIES	31.45
ED BROADFOOT SAND & GRAVEL	G	GRAVEL	7,454.73
FAIRBANKS FARM EQUIPMENT	S	REPAIRS	286.12
FAIRBANKS INTERNATIONAL	S	REPAIRS	1,650.91
FARM PLAN KEARNEY IMPLEMENT	S	REPAIRS	1,358.37
FARMER'S CO-OP ASSOCIATION	S	REPAIRS	68.50
FASTENAL COMPANY	SU	SUPPLIES	66.19
FIRST CONCORD BENEFITS GROUP	I	EMPLOYEES	1,352.33
GARRETT TIRES TREADS	S	REPAIRS	2,687.43
GRAHAM TIRE	S	REPAIRS	44.00
CIGNA PITTSBURGH CLAIM SERVICE	I	INSURANCE	25.67
HOLMES PLUMBING & HEATING	S	REPAIRS	37.33
JR'S WESTERN	EQ	EQUIPMENT	80.00
K & K PARTS	S	REPAIRS	2,494.89
KEARNEY FEDERAL CREDIT UNION	E	EMPLOYEES	2,294.00
KEARNEY UNITED WAY	E	EMPLOYEES	11.00
L C L TRUCK EQUIPMENT	S	REPAIRS	299.57
LAMMERS LAND LEVELING	G	GRAVEL	594.48
LANDELL THELEN	EQ	EQUIPMENT	18,600.00
LAWSON PRODUCTS	SU	SUPPLIES	1,395.18
LINWELD	SU	SUPPLIES	115.07
ELWOOD LUCE	R	RETIREMENT	11.00

MADISON NATIONAL LIFE	I	INSURANCE	174.59
MID NEBRASKA AGGREGATE	G	GRAVEL	5,108.76
MIDWEST SERVICE & SALES	EQ	EQUIPMENT	9,520.23
MILLER & ASSOCIATES	SU	SUPPLIES	80.00
MR AUTOMOTIVE CARQUEST	S	REPAIRS	642.58
NASSAU ROCKMOUNT	SU	SUPPLIES	671.62
NATIONWIDE RETIREMENT SOLUTIONS	E	EMPLOYEES	1,060.00
NEBRASKA CHILD SUPPORT	E	EMPLOYEES	395.00
NEBRASKA MACHINERY	S	REPAIRS	4,945.17
NEBRASKA TRUCK CENTER	S	REPAIRS	3.99
ON SITE MOBILE SHARPENING	S	REPAIRS	63.69
ORKIN EXTERMINATING	S	PEST CONTROL	647.75
PLATTE VALLEY STATE BANK	T	FEDERAL TAXES	24,804.99
POWERPLAN	S	REPAIRS	74.75
RAYBURN AUTO PARTS	S	REPAIRS	8.44
REDMAN'S SHOES	EQ	EQUIPMENT	80.00
ROAD BUILDERS MACHINERY SUPPLY	S	REPAIRS	108.40
SAHLING KENWORTH	S	REPAIRS	63.19
STATE OF NEBRASKA	T	FUEL TAX	2,958.00
STATE OF NEBRASKA	T	STATE TAXES	3,427.92
T & F SAND AND GRAVEL	G	GRAVEL	498.36
TRACTOR SUPPLY	SU	SUPPLIES	93.07
TROTTER SERVICE	S	REPAIRS	28.00
US BANK	SU	SUPPLIES	622.93
VONTZ PAVING	C	ASPHALT	17,842.56
WESTERN PATHOLOGY	S	TESTING	151.50
WILKE CONTRACTING	C	CONCRETE	88,477.29
WILKE DONOVAN TRUE VALUE	SU	REPAIRS	13.18
WILKE DONOVAN TRUE VALUE	SU	SUPPLIES	61.69
<u>VISITOR'S PROMOTION FUND</u>			
KEARNEY VISITOR'S BUREAU	AP	EXPENSES	46,500.00
<u>VISITOR'S IMPROVEMENT FUND</u>			
KEARNEY VISITOR'S BUREAU	AP	EXPENSES	46,100.00
<u>EMERGENCY RELIEF FUND</u>			
JOHN & SHERI BAUGHMAN	E	RENT	210.00
BLACK HILLS STAGE LINE	E	BUS TICKET	17.20
BOB'S SUPER STORE	SU	SUNDRIES	78.83
BOOGAARTS	SU	SUNDRIES	21.10
BOSELMANS PUMP & PANTRY #40	F	GASOLINE	490.00
CENTRAL STATES INVESTMENTS	E	RENT	420.00
CAROLYN DONAHOO	E	RENT	210.00
FAMILY PRACTICE ASSOCIATES	MC	MEDICAL	20.28
ANGELA GIBREAL	E	RENT	210.00
HAYS PHARMACY	MC	MEDICAL	15.02
JAMIE HAYS	E	RENT	460.00
DR J HERMANN	MC	MEDICAL	317.00
JOE HITCHCOCK	E	RENT	420.00
HORNER LIESKE HORNER	E	BURIALS	4,465.40
K MART	SU	SUNDRIES	59.28
KEARNEY CLINIC	MC	MEDICAL	86.79
KEARNEY HOUSING AUTHORITY	E	RENT	300.00
SHAWN KING	E	RENT	630.00
KNUDSON MANAGEMENT	E	RENT	25.00
DORIS E LYNCH	E	RENT	420.00
MASON'S MARKET	SU	SUNDRIES	14.69
DELORES MCCOY	E	RENT	300.00
NADEN'S PHARMACY	MC	PRESCRIPTIONS	242.23
O'BRIEN STRAATMANN MORTUARY	E	BURIAL	1,750.00
PEDLEY DRUGS	MC	PRESCRIPTIONS	176.62
PRAIRIE VIEW APTS	E	RENT	25.00
SHELTON HOUSING AUTHORITY	E	RENT	50.00
SUN MART PHARMACY #765	MC	PRESCRIPTIONS	187.21
KATHY SUP	E	RENT	250.00
U SAVE PHARMACY	MC	PRESCRIPTIONS	41.52

VALLEY PHARMACY	MC	PRESCRIPTIONS	225.05
<u>INSTITUTIONS FUND</u>			
NE HEALTH & HUMAN SERVICES	MC	PATIENT BILLING	630.00
<u>STOP PROGRAM</u>			
BUFFALO COUNTY COURT	AP	STOP COSTS	1,481.00
<u>COUNTY BOND</u>			
BECKENHAUER CONSTRUCTION	C	CONSTRUCTION	1,032,226.22
EAKES OFFICE PLUS	SU	SUPPLIES	71,125.72
<u>WEED FUND</u>			
ACE HARDWARE & GARDEN CENTER	S	REPAIRS	11.23
AMERICAN FAMILY LIFE ASSURANCE	E	EMPLOYEES	51.26
AMERITAS LIFE INSURANCE	R	RETIREMENT	879.00
BLUE CROSS BLUE SHIELD OF NE	I	INSURANCE	691.97
BOSSELMAN ENERGY	SU	SUPPLIES	37.88
CLIPPER PUBLISHING	A	PUBLISHING	120.00
CROSSROADS FORD	S	REPAIRS	258.06
DULTMEIER SALES	S	REPAIRS	26.39
FIRST CONCORD BENEFITS GROUP	I	EMPLOYEES	300.00
GARRETT TIRES TREADS	S	REPAIRS	24.20
CIGNA PITTSBURGH CLAIM SERVICE	I	INSURANCE	1.51
KEARNEY HUB	A	PUBLISHING	247.50
KEARNEY UNITED WAY	E	EMPLOYEES	23.00
MADISON NATIONAL LIFE	I	INSURANCE	10.45
MIDWAY CHEVROLET	S	REPAIRS	6.25
ON SITE MOBILE SHARPENING	S	REPAIRS	40.47
PLATTE VALLEY STATE BANK	T	FEDERAL TAXES	2,728.72
RAVENNA NEWS	A	PUBLISHING	91.20
SHARE CORP	SU	SUPPLIES	216.99
STATE OF NEBRASKA	T	STATE TAXES	380.04
THE BEACON OBSERVER	A	PUBLISHING	120.00
US BANK	F	FUEL	10.00
VAN DIEST SUPPLY COMPANY	SU	CHEMICALS	9,016.20
<u>911 EMERGENCY SERVICE</u>			
AT&T	U	PHONE CHARGE	0.85
BOSSELMAN ENERGY	U	911 TOWER	211.36
FRONTIER	U	PHONE SERVICE	1,694.19
FRONTIER COMM OF NEBRASKA	U	911 ACCESS	977.72
LANGUAGE LINE SERVICES	S	INTERPRETATION	12.02
NEBRASKA CENTRAL TELEPHONE	U	911 PHONE	193.51
PERKINS COUNTY SHERIFF	U	911 EQUIPMENT	500.00
PLATTE VALLEY COMMUNICATION	U	911 REPAIRS	1,148.50
QWEST	U	911 SERVICE	4,380.88

JUSTICE CENTER PROJECT

Bill Barritt and Buster Beckenhauer from Beckenhauer Construction were present for updated reports and discussion of the Justice Center Project. Barritt reviewed the change requests and the contract change order before action was taken. Moved by Greder and seconded by Dannehl to approve Change Order Request Number 14 of the Phase 1C Project. Upon roll call vote, the following Board members voted "Aye": Greder, Dannehl, Klein, Loewenstein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by Dannehl and seconded by Loewenstein to approve Change Order Request Numbers 54, 55, 56, 57, 58, 59, 60, 61, 62, 64 and 65 of the Phase 1B Project. Change Order Request Number 63 was held for further review. Upon roll call vote, the following Board members voted "Aye": Dannehl, Loewenstein, Greder, Klein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by Klein and seconded by Dannehl to approve Contract Change Order Number 5 of the Phase 1B Project. Upon roll call vote, the following Board members voted "Aye": Klein, Dannehl, Greder, Loewenstein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

REGULAR AGENDA

Chairman Pierce reviewed the following correspondence with the Board. State Department of Economic Development sent notice of public meeting featuring the 2010 -2014 Consolidated Plan and the Proposed 2010 Annual Action Plan. Federal Emergency Management Agency notified the Board that preliminary copies of a Flood Insurance Study and Flood Insurance Rate Map have been provided to the community. Association and Insurance Corporation sent notice of a supplemental insurance plan that is available

through their agency. NACO sent a copy of the annual audit report conducted by HBE Becker Meyer Love LLP. Information was received about the tire recycling grant. Department of Defense sent information to assist in employee service in the Guard and Reserve. Community Action Partnership sent the Quarterly Update. Chairman Pierce then called on each Board member for the various committee reports and recommendations.

Moved by McMullen and seconded by Klein to transfer \$30,000.00 to the Relief Fund (1500), and \$35,000.00 to the Inheritance Fund (2700) all from the General Fund (0100) and all per budget. Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Dannehl, Greder, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Greder to approve the addition of pledged collateral in the amount of \$10,000,000.00 for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Dannehl, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Klein to approve the addition of pledged collateral in the amount of \$100,000.00 for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Dannehl, Greder, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Discussion followed on the usage of the Buffalo County Seal. Supervisor Loewenstein reported that the State of Nebraska is in the process of amending their State Seal policy and after it is amended, the County will review that copy. Recommendations will come back to the November 10, 2009 Board meeting.

The Northwestern Energy Natural Gas Agreements were discussed and Supervisor Loewenstein suggested that the documents need further review before a decision can be made to enter into the agreement. This will come back to the November 10, 2009 Board meeting.

Nebraska Government Partnership Specialist Todd Wiltgen had asked Buffalo County to donate space to the 2010 Census Bureau where residents could obtain additional copies of the Census questionnaire, train Census employees and distribute educational materials. After discussion, the Board of Supervisors asked Clerk Giffin to notify Wiltgen that there really is no space available to donate.

Building and Grounds Department Head Ross Karabel was present to discuss a public auction to sell surplus property. Moved by Klein and seconded by Greder to set November 14, 2009 as the auction date to sell Buffalo County surplus property. Upon roll call vote, the following Board members voted "Aye": Klein, Greder, Dannehl, Loewenstein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Sheriff Neil Miller was present to discuss the Inmate phone system for the new Buffalo County Detention Center. Seven vendors responded to the RFP/RFI and Supervisor Loewenstein, Sheriff Miller and his staff reviewed the information submitted. The inmate phone system generates revenue for the County but the goal was for it to be fair for the inmate's family who pay the cost per phone call. Moved by Loewenstein and seconded by Dannehl to authorize Sheriff Miller to enter into negotiations of a four year contract with INTEL-MATE. The contract will be reviewed by the County Attorney and come back to the Board meeting at a later date. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Dannehl, Greder, Klein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

County Attorney Eatherton noted that it was his rotation year to organize the County Employee Christmas party and that there aren't enough funds in the account to cover the cost of the party. Previously the event had been funded with proceeds from the pop machine sales in the Courthouse. Moved by Greder and seconded by Klein to authorize spending up to \$2,000.00 for the Christmas party. Upon roll call vote, the following Board members voted "Aye": Greder, Klein, Dannehl and Pierce. Voting "Nay": Loewenstein and McMullen. Absent: Morrow. Motion declared carried.

Highway Superintendent Ron Sklenar was present for the following Highway business. Road Chairman McMullen instructed County Clerk Giffin to open and read aloud the bids submitted for the new 2009 or 2010 Motorgrader. Bids were submitted by Murphy Tractor and NMC. The bids were turned over to the Road Committee and a recommendation will be made at the next Board meeting. Clerk Giffin noted that no sealed bids were received for the C10 (586) Rehabilitation Project South of Gibbon Structure Number 25030.

Moved by McMullen and seconded by Greder to set November 10, 2009 as a bid date for Reinforced Concrete Box Projects C10 (570) Gibbon Southeast, C10 (597) Gibbon Southeast, C10 (542) Pleasanton Southwest, C10 (599) Kearney Northeast, and C10 (901) Poole Road south of 78th Street and to also readvertise the C10 (586) Rehabilitation Project South of Gibbon Structure Number 25030 for the same date. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Dannehl, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Dannehl to set November 10, 2009 as bid date for Asphalt Overlays: Cottonmill/Riverdale Road 56th North 3.4 miles, Navaho Road from Hwy. 2 North 1.5 miles and Pleasanton Cutoff Hwy. 10 East 3.0

miles. Upon roll call vote, the following Board members voted "Aye": McMullen, Dannehl, Greder, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Klein to add Project No. C10 (901) to the One Year Road Program. Project is located on the Poole Road approximately four tenths of a mile south of the 78th Road intersection between Sections 13 and 14, T-9-N, R-15-W. Structure has become unsafe for public travel. Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Dannehl, Greder, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by Klein and seconded by Dannehl to request the Board of Public Roads Classification and Standards to relax the Minimum Design Standards in Bridge Design Loading from HL-93 to HS-20 on the following project replacements using Cast-In-Place reinforced concrete boxes: C10 (570) using a Twin 8 x 5 – 51’ on a 30 Degree Left Hand Back Skew reinforced concrete box on a Local Road, C10 (597) using a Twin 10 x 5 – 42’ reinforced concrete box on a Local Road, C10 (542) using a Twin 10 x 5 – 44’ reinforced concrete box on a Local Road, C10 (599) using a Twin 9 x 5 – 44’ reinforced concrete box on a Local Road, C10 (901) using a Single 10 x 5 – 47’ with a 20 Degree Left Hand Back Skew reinforced concrete box on a Collector Road, C10 (587) using a Twin 8 x 5 – 44’ reinforced concrete box on an Other Arterial Road, C10 (588) Using a Twin 9 x 5 – 44’ reinforced concrete box on Other Arterial Road and C10 (579) Using a Triple 10 x 6 – 50’ with a 25 Degree Right Hand Back Skew reinforced concrete box on a Local Road. Upon roll call vote, the following Board members voted "Aye": Klein, Dannehl, Greder, Loewenstein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by Loewenstein and seconded by Greder to authorize Chairman Pierce to sign interlocal agreements with the following Townships: Armada, Cedar, Cherry Creek, Collins, Divide, Garfield, Gardner, Loup, Riverdale, Sartoria, Schneider, Scott, Sharon, Thornton and Valley. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Greder, Dannehl, Klein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Klein to recess the regular meeting of the Board of Supervisors at 10:28 A.M. and reconvene as a Board of Equalization. Upon voice vote all Board Members present voted “Aye”. None voted “Nay”. Motion declared carried.

BOARD OF EQUALIZATION

Chairman Pierce called the Board of Equalization to order in open session. County Treasurer Jean Sidwell was present. Moved by Klein and seconded by Greder to approve Motor Vehicle Tax Exemption application for Kearney Family YMCA on a 2008 Buck Dandy trailer. Upon roll call vote, the following Board members voted “Aye”: Klein, Greder, Dannehl, Loewenstein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by Loewenstein and seconded by Dannehl to approve Motor Vehicle Tax Exemption application for Good Samaritan Hospital on a 2005 Dodge wagon. Upon roll call vote, the following Board members voted “Aye”: Loewenstein, Dannehl, Greder, Klein, McMullen and Pierce. Absent: Morrow. Motion declared carried.

Moved by McMullen and seconded by Greder to set November 10, 2009 to set a hearing date to review the tax exemption status for the I Believe In Me Ranch. Upon roll call vote, the following Board members voted “Aye”: McMullen, Greder, Dannehl, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

Moved by Loewenstein and seconded by Greder to return to the regular meeting at 10:31 A.M. Upon voice vote all Board Members present voted “Aye”. None voted “Nay”. Motion declared carried.

Deputy County Attorney Andrew Hoffmeister was present to discuss and review the petition submitted to vacate a portion of Cherry Creek Township Road 370. Moved by McMullen and seconded by Greder to approve the following Resolution 2009-62. Upon roll call vote, the following Board members voted “Aye”: McMullen, Greder, Dannehl, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

RESOLUTION 2009-62

WHEREAS, a Petition to vacate a road, alley, or other public way has been properly filed with the Buffalo County Board of Supervisors, for the following described road, alley, and/or public way:

Township Road #270 located on South side of Section Two (2), Township Twelve (12), North, Range Thirteen (13) West of 6th P.M., Buffalo County, Nebraska.

WHEREAS, the petition appears to be signed by a total of ten persons, with at least one or more signatories residing more than ten (10) miles from this road; and

WHEREAS, the petition as presented to this Board has insufficient signatures to request vacation of this road.

NOW THEREFORE BE IT RESOLVED that without passing on merits of the request, the proposed petition is not considered for further hearing before this Board.

ZONING

At 11:06 A.M. Chairman Pierce opened the Board discussion on a Zoning Map Amendment for Gary Day. The public hearing was held on October 13, 2009 for a zoning map amendment request for Lot 86, Village of Odessa, Buffalo County, Nebraska from Agricultural-Residential to Commercial. After discussion it was moved by Greder and seconded by Klein to approve the following Resolution 2009-63. Upon roll call vote, the following Board members voted “Aye”: Greder, Klein, Loewenstein, McMullen and Pierce. Voting “Nay” Dannehl. Absent: Morrow. Motion declared carried.

RESOLUTION 2009-63

WHEREAS, Gary W. Day filed an application for Zoning Map Amendment with the Buffalo County Clerk and/or Zoning Administrator. This application requests a Zoning Map amendment to change real estate described as Lot Eighty-Six (86) in Village of Odessa, Buffalo County, Nebraska, hereinafter referred to as the “subject property” from Agricultural Residential (AGR) to Commercial (C) District, and

WHEREAS, on September 17, 2009 the Buffalo County Planning and Zoning Commission following public hearing recommended approval this proposed Zoning Map amendment by a 8-0 vote, and

WHEREAS, Beverly Refior, owner of property adjacent the subject property timely filed protest against this zoning map amendment request as allowed under Sec. 11.4, and

WHEREAS, on October 13, 2009 the Board conducted public hearing regarding this proposed zoning map amendment. At the October 13, 2009 meeting, Mr. Day and Ms. Refior each presented one exhibit for consideration by this Board, and

WHEREAS, the Board finds:

1. U.S. Highway #30 abuts subject property’s south property line. To the south of U.S. Highway #30 is the mainline track for Union Pacific Railroad.
2. That the subject property’s west property line abuts an alley that runs north to south between Grant and Webb Streets Buffalo County Roads in Odessa. This alley does not run the full length of the block because portions of it were vacated by prior action(s) of this Board. Lots located to the west of this alley, to-wit: Lots Eighty-Seven (87), Eighty-Eight (88), Eighty-Nine (89), and vacated Odessa Street abutting Lot 89 in the Village of Odessa, Buffalo County, Nebraska, i.e. are located in the Commercial Zoning District. That to the west of Grant Street there are situated a few residences. Further west on Highway #30, on the north side of the highway is a restaurant bar and further west is a used automobile dealership.
3. To the east of the subject property, east of Webb Street is a vacant building that previously housed the Odessa School. It occupies a laid out village/city block and its east property line abuts Odessa Road, a north to south hard surfaced county road that intersects with U.S. Highway 30. Odessa Road extending south crosses the Union Pacific Railroad and intersects and interchanges with U.S. Interstate Highway #80 about one and one-half miles south of its intersection with U.S. Highway #30.
4. That situated north of Lot 86 are two lots, Lots 84 and 85, both of which are owned by Beverly Refior. There is one residence located on these two lots.
5. The past and present use of the subject property is as follows:
 - a. It was used for commercial purposes, being used as a retail store and as a gas station. Its last use prior to purchase by Mr. Day was a multi-family apartment, that could no longer be used due to sanitary issues.
 - b. It is now used for a woodworking storage facility together with mini storage buildings all allowed by special permit as previously granted by this Board.
6. Buffalo County’s Comprehensive Plan formulated in the late 1990’s and early 2000’s classifies the subject property as land then having commercial uses. The Plan also described the land as being suitable for zoning for commercial uses because it was close to already existing built up roads.
7. The subject property was not placed in the Commercial District when Buffalo County adopted its’ Zoning District Map.
8. The requested zoning map amendment and the uses that would follow would have minimal adverse affect on surrounding properties. Because Lot 86 is a small lot, any commercial use would be limited as to the size and magnitude of usage that it could generate. Although many uses are listed as uses by right in the Commercial district, many of these uses would have limited application due to the smallness of width and depth of this lot.
9. That commercial use for the subject property is consistent with property use in the immediate surrounding area, particularly to the areas along Highway #30 to the east and west. The subject property has property to its west that is now zoned commercial and it is highly likely that the vacated school located to the east of the subject property will have a change in use that most probably will be commercial due because it abuts two paved roads that are heavily used.
10. This request for zoning map amendment from the AGR to C District is consistent with the overall comprehensive plan of development adopted by Buffalo County, Nebraska.
11. Lot 86 is a lot of nonconforming size regardless as to whether it is placed in the Commercial (C) or Agricultural Residential District because it is of insufficient area under either District’s regulations. Because of that geographical area limitation and its location next to a busy highway, the subject property’s highest and best use would be that of Commercial usage.
12. The subject property should not exist as a stand alone residential lot. This lot standing alone is inadequate for sanitary and water usage purposes. Several uses by right allowed in the commercial district do not have such demanding sanitary and water issues.
13. Any gainful economic purpose of this lot in the AGR District can only be derived from issuance of special use permits for limited commercial purposes as allowed in the AGR District. That permitting process is not consistent with the comprehensive plan. The uses that abut this property, the uses that should abut this property, and the future use of this lot, all favor commercial and not residential development.
14. The minutes and findings of the Buffalo County Planning and Zoning Commission are incorporated into this Resolution as if set forth herein in their entirety.
15. The Board incorporates by this reference Buffalo County’s Comprehensive Plan, Zoning District Map, and Zoning Regulations as items considered and reviewed by this Board in considering this zoning map application.

WHEREAS, this Board has reviewed Applicant's application for zoning map amendment and incorporates this application into this resolution as if fully set forth herein as the same is filed with the County Clerk and/or Zoning Administrator together with attachments and surveys submitted with the application, and

NOW THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF SUPERVISORS that application for zoning map amendment change zoning district from Agricultural Residential (AGR) to Commercial (C) District as requested by applicant for the following described real estate known as the "subject property" is approved, and

BE IT FURTHER RESOLVED that the Buffalo County Zoning Map originally adopted on or about September 10, 2002 shall be amended to reflect adoption of this resolution and copy of this resolution shall be filed against the subject property, and

BE IT FURTHER RESOLVED that the "subject property" is and shall be described as:

Lot Eighty-Six (86), Village of Odessa, Buffalo County, Nebraska.

REGULAR AGENDA

Discussion followed whether a Request for Proposal would be necessary to hire the Bond Underwriter for the Recovery Zone Bonds. Supervisor McMullen reported that Tom Chapman from Raymond James & Associates would reduce his fee if the Board decided to hire his firm as the Bond Underwriter. Chapman was the Bond Underwriter for the Buffalo County Justice Project and his background experience with Buffalo County would expedite the process of the Bond issuance. Moved by McMullen and seconded by Loewenstein to hire Raymond James & Associates as the Bond Underwriter at a reduced fee of eight tenths of one percent fee instead of the one percent fee that is normally charged. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Dannehl, Klein, Loewenstein and Pierce. Absent: Morrow. Motion declared carried.

At 11:25 A.M. Chairman Pierce asked if there was anything else to come before the Board before he declared the meeting adjourned until Tuesday, November 10, 2009 at 9:00 A.M. Chairman Pierce instructed County Clerk Janice Giffin to publish notice for the same according to Nebraska law.